

STATE OF NEW MEXICO  
ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT  
OIL CONSERVATION DIVISION

IN THE MATTER OF THE HEARING CALLED  
BY THE OIL CONSERVATION DIVISION FOR  
THE PURPOSE OF CONSIDERING:

AMENDED APPLICATION OF MARATHON OIL                      CASE NOS. 16421,  
PERMIAN, LLC FOR A NONSTANDARD SPACING                      16423  
AND PRORATION UNIT AND COMPULSORY  
POOLING, LEA COUNTY, NEW MEXICO.

REPORTER'S TRANSCRIPT OF PROCEEDINGS

EXAMINER HEARING

September 20, 2018

Santa Fe, New Mexico

BEFORE:    WILLIAM V. JONES, CHIEF EXAMINER  
             DAVID K. BROOKS, LEGAL EXAMINER

This matter came on for hearing before the  
New Mexico Oil Conservation Division, William V. Jones,  
Chief Examiner, and David K. Brooks, Legal Examiner, on  
Thursday, September 20, 2018, at the New Mexico Energy,  
Minerals and Natural Resources Department, Wendell Chino  
Building, 1220 South St. Francis Drive, Porter Hall,  
Room 102, Santa Fe, New Mexico.

REPORTED BY:    Mary C. Hankins, CCR, RPR  
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# APPEARANCES

FOR APPLICANT MARATHON OIL PERMIAN, LLC:

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1 (1:57 p.m.)

2 EXAMINER JONES: Call Cases 16421 and  
3 16422 [sic] and 16423. Each are amended application of  
4 Marathon Oil Permian, LLC for a nonstandard spacing and  
5 proration unit and compulsory pooling in Lea County, New  
6 Mexico.

7 Call for appearances.

8 MS. BENNETT: Thank you.

9 Deana Bennett on behalf of Marathon Oil  
10 Permian, and I would like to present this case by  
11 affidavit -- well, sorry -- these cases.

12 MR. McMILLAN: And Seth McMillan,  
13 Montgomery & Andrews. I'm here on behalf of Devon. I  
14 have no witnesses and affidavit is fine with me.

15 EXAMINER JONES: Okay. Thanks.

16 Any other entries?

17 No witnesses?

18 MR. McMILLAN: No witnesses.

19 I'm going to sit over here so I don't  
20 forget I'm part of this. It's been that kind of a day.

21 (Laughter.)

22 EXAMINER BROOKS: That's a step in the  
23 right direction.

24 MR. McMILLAN: Right?

25 MS. BENNETT: Good afternoon, again. I've

1 just handed out two packets to you, actually. The first  
2 packet is the Bone Spring wells, which are Cases 16421  
3 and 16423, and the second packet of materials is for the  
4 Wolfcamp well, Case 16422. So you should have two  
5 packets of materials.

6 And I did take your advice, Mr. Brooks, and  
7 over the break, I was able to at least insert some  
8 tabs --

9 EXAMINER JONES: Thank you.

10 EXAMINER BROOKS: Thank you.

11 MS. BENNETT: -- to help us understand the  
12 way I've organized this a little bit better. I  
13 appreciate your advice.

14 EXAMINER BROOKS: Thank you very much.

15 MS. BENNETT: So I'm going to start with  
16 Cases 16421 and 16423, which have the two tabs on the  
17 top, and those are the Bone Spring wells. Case Number  
18 16421 is the 2nd Bone 4H well, and Case Number 16423 is  
19 a 3rd Bone Spring 7H well and a 2nd Bone Spring 8H well.  
20 And, again, these packets start with our applications,  
21 which were amended, as I mentioned earlier.

22 EXAMINER BROOKS: So this is four Bone  
23 Spring wells?

24 MS. BENNETT: This is three Bone Spring  
25 wells.

1 EXAMINER BROOKS: Three Bone Spring.

2 MS. BENNETT: Three Bone Spring wells: 2nd  
3 Bone Spring 4H, 3rd Bone 7H and 2nd Bone 8H.

4 EXAMINER BROOKS: Go ahead.

5 MS. BENNETT: So we had amended our  
6 application, as with the other applications, to ask for  
7 alternative relief in the event the new rule is stayed,  
8 and so we did provide notice to the offsets here as  
9 well.

10 I'd like to begin with the landman's  
11 affidavit and his included exhibits, then the  
12 geologist's affidavit and my affidavit. And in these  
13 three -- in these cases, we actually have a fourth  
14 affidavit, which was prepared by Marathon's engineer,  
15 regarding the timing needed to complete these wells.  
16 I'll explain this in more detail when I get to that, but  
17 in a nutshell, in Marathon's application, as we  
18 discussed earlier, Marathon requested 365 days to  
19 complete the wells. As a result of discussions with  
20 Devon, Marathon agreed to limit the time requested to  
21 240 days, and you will see that that's reflected in the  
22 engineer's affidavit that we will discuss when we get to  
23 it.

24 So with that, I'll start with  
25 Mr. Gyllenband's affidavit. Again, Mr. Gyllenband has

1    been qualified by the Division as an expert petroleum  
2    landman, and Mr. Gyllenband's affidavit covers the two  
3    cases, 16421 and 16423.

4                   In Case Number 16421, Marathon seeks an  
5    order pooling all mineral interests in the Bone Spring  
6    Formation underlying the west half-west half of Section  
7    26, Township 22 South, Range 33 East, and this spacing  
8    unit will be dedicated to the Elizabeth Reed Fed  
9    22-33-26 SB 2nd Bone 4H.

10                  As Exhibit A, I've included a plat  
11    outlining the unit being pooled, as well as the parties  
12    being pooled, the nature of their interest, the percent  
13    of their interest and their last known addresses.  
14    Exhibit A also includes address information for the  
15    working interest owners, the overriding interest owners  
16    and the offsets. There are no depth severances within  
17    the Bone Spring Formation.

18                  Mr. Gyllenband testifies that he's  
19    conducted a diligent search of the public records in the  
20    county where the well is located and conducted phone  
21    directory and computer searches to locate contact  
22    information for parties entitled to notification, and he  
23    mailed all parties well proposals, including an AFE. In  
24    his opinion, Marathon has made a good-faith effort to  
25    obtain voluntary joinder of the working interest owners

1 in the proposed well.

2 Exhibit B is the proposed C-102 for the  
3 wells -- I'm sorry -- for this well, and this well will  
4 develop the wildcat WC-025 G-06 S223322J pool, which is  
5 a Bone Spring Pool, Pool Code 97846, which is an oil  
6 pool. The producing intervals for this well will be  
7 orthodox and will comply with the Division setback  
8 requirements.

9 Exhibits C and D are sample proposal  
10 letters and the AFE that was sent with those proposal  
11 letters, and Mr. Gyllenband testifies that the estimated  
12 cost of the well set forth therein is fair and  
13 reasonable and is comparable to the cost of other wells  
14 of similar depths and lengths in this area.

15 So before turning to Case Number 16423, we  
16 can look at the exhibits for Case 16421, which I have  
17 marked with a tab at the top, and the first exhibit is  
18 the lease tract map. And there, Marathon owns 100  
19 percent of Tract 1, and Devon owns 100 percent of Tract  
20 2.

21 EXAMINER BROOKS: And the spacing unit is  
22 the west half-west half of 26?

23 MS. BENNETT: That's correct.

24 EXAMINER BROOKS: Thank you.

25 MS. BENNETT: The next page of Exhibit A is

1 a summary of the interests, which again is a summary of  
2 their total interest in the unit.

3 Exhibit -- the third page of Exhibit B --  
4 I'm sorry -- A is the ownership names and addresses.  
5 Devon is the only working interest owner.

6 The next page is a summary of attempted  
7 contacts undertaken by the landman.

8 Exhibit B is the C-102 for the 4H well. It  
9 shows the Wolfcamp pool name, and the Wolfcamp pool  
10 code, 97846.

11 EXAMINER JONES: Bone Spring?

12 MS. BENNETT: I'm sorry. Bone Spring, yes.

13 And on this -- I contacted our geologist,  
14 and he told me, for the 4H, the 2nd Bone Spring well,  
15 the TVD is 11,050 feet for the 4H well. That's 11,050  
16 feet.

17 EXAMINER JONES: Thank you.

18 MS. BENNETT: Exhibit C is the sample  
19 proposal letter, and Exhibit D is the AFE that was sent  
20 with the proposal letters.

21 Turning now to Case 16423, I have the same  
22 types of exhibits there. In Case 16423, Marathon seeks  
23 an order pooling all of the mineral interests in the  
24 Bone Spring Formation underlying the east half of the  
25 west half of Section 26, Township 22 South, Range 33



1 East. And the proposed spacing unit there will be  
2 dedicated to the Elizabeth Reed Fed TB 7H and the  
3 Elizabeth Reed Fed SB 8H.

4 Exhibit A includes a plat outlining the  
5 unit and the proposed well's locations within the unit.  
6 Exhibit A also includes information about the parties  
7 being pooled, the nature and percent of their interests,  
8 their last known addresses and address information for  
9 overriding interest owners and offsets. There are no  
10 depth severances within the Bone Spring Formation.  
11 Mr. Gyllenband testifies that he conducted a diligent  
12 search of the public records in the county where the  
13 well is located and conducted phone directory and  
14 computer searches to locate contact information for  
15 parties entitled to notification and mailed all parties  
16 well proposals, including an AFE. In his opinion,  
17 Marathon has made a good-faith effort to obtain  
18 voluntary joinder of the working interest owners.

19 Exhibit B are the proposed C-102s for the  
20 wells. The wells will develop the WC-025 G-06 S223322J,  
21 Bone Spring Pool, Pool Code 97846, which is an oil pool.  
22 The producing interval for the wells will be orthodox  
23 and will comply with the Division setback requirements.

24 Exhibits C and D are sample proposal  
25 letters and the authorization for expenditure, and

1 Mr. Gyllenband testifies that the estimated cost of the  
2 wells set forth therein is fair and reasonable and is  
3 comparable to the cost of other wells of similar depths  
4 and lengths drilled in this area of New Mexico.

5 With that, if we can take a quick  
6 run-through of his exhibits, in case you have any  
7 questions about those.

8 EXAMINER JONES: Let's see. I did have a  
9 question. Oh. There are two tracts involved and there  
10 are two owners involved, it looks like, but it doesn't  
11 say whether one owner is one tract and the other owner  
12 is the other tract.

13 MS. BENNETT: Uh-huh. So I apologize I  
14 didn't make that clear. Marathon is 100 percent owner  
15 of Tract 1.

16 EXAMINER JONES: In the north half?

17 MS. BENNETT: Yes.

18 EXAMINER JONES: So Marathon owns the  
19 north?

20 MS. BENNETT: Uh-huh. And Devon, the  
21 south.

22 EXAMINER JONES: Devon, the south. Okay.  
23 And how did Marathon come about their  
24 interest in this area; do you know?

25 MS. BENNETT: I don't know the answer to

1     that.  I'm happy to find that out for you if that would  
2     be helpful to you.

3                     EXAMINER JONES:  It's not needed.

4                     And I noticed -- I do see the TVDs on the  
5     proposal letters.

6                     MS. BENNETT:  Oh, great.

7                     EXAMINER JONES:  So they're all in there.

8                     MS. BENNETT:  Oh, fantastic.  That is such  
9     great news.  There they are.

10                    EXAMINER JONES:  I'm going to have a  
11     question on the next case as to -- but in the  
12     application on this, 16423, it says -- I think it says  
13     "east half-west half of the west half," but really it  
14     means east half of the west half.

15                    MS. BENNETT:  That's right.  That was a  
16     typo.  I apologize for that.

17                    EXAMINER JONES:  That was the  
18     application --

19                    MS. BENNETT:  Yeah.  That is a typo.  
20     I apologize for that.

21                    EXAMINER JONES:  No problem.  It's when we  
22     come to the next case, it's -- you'll probably clear it  
23     up.

24                    But, Mr. Brooks, do you have any questions?

25                    EXAMINER BROOKS:  Yeah.  These wells are in

1 the west half -- in the east half-east half, both of  
2 them, right?

3 MS. BENNETT: These wells are in the east  
4 half-west half, these two.

5 EXAMINER BROOKS: Oh, yeah, east half-west  
6 half.

7 And the #6H -- well, no. We're talking  
8 about the #7H and the #8H, right.

9 MS. BENNETT: Uh-huh. 6H is the Wolfcamp  
10 well.

11 EXAMINER BROOKS: And which one establishes  
12 the proximity tracts? That would be the 7H?

13 MS. BENNETT: Yes. The 7H is --

14 EXAMINER BROOKS: And the 7H is how far --  
15 the 7H is how far from the east --

16 EXAMINER JONES: I don't think we have a  
17 proximity.

18 MS. BRADFUTE: I was going to say I don't  
19 think in this application there is a proximity tract  
20 request.

21 EXAMINER BROOKS: Okay. So the spacing  
22 unit is only -- the spacing unit is only the east half  
23 of the west half?

24 MS. BENNETT: Yes. Sorry. I was getting  
25 confused with another one.

1 EXAMINER BROOKS: It's only the east  
2 half-west half that's included in the spacing unit?

3 MS. BENNETT: That's right. That's right.  
4 The other case is the west half.

5 EXAMINER BROOKS: So the spacing unit is C,  
6 E, K, N?

7 MS. BRADFUTE: Yes. That is correct,  
8 Mr. Brooks.

9 EXAMINER BROOKS: Okay. Thank you.

10 EXAMINER JONES: I guess we don't have any  
11 more questions.

12 MS. BENNETT: Okay. Thank you.

13 So turning next to Tab 2, that is the  
14 affidavit of the geologist, and this, again, is Ethan  
15 Perry who has previously been qualified as an expert  
16 petroleum geologist. And here he provides Exhibits A  
17 through E.

18 And Exhibit A is a structure map of the top  
19 of the Bone Spring. Again, the project areas are  
20 identified by dashed black boxes. The proposed  
21 horizontal locations are identified by blue lines, and  
22 the proposed Bone Spring wells are numbered 1, 2 and 3  
23 on this map. Number 4 is the 6H that we'll talk about  
24 when we get to the Wolfcamp. Exhibit A identifies wells  
25 in the vicinity of these proposed wells and has a

1 cross-section line running A to A prime. And Exhibit A  
2 shows the structure dips down to the south.

3                   Exhibit B is the cross section on the 2nd  
4 Bone Spring, and it's a stratigraphic cross section hung  
5 on the base of the 2nd Bone Spring Sand, and the well  
6 logs on the cross section, according to the geologist,  
7 give a representative sample of the 2nd Bone Spring Sand  
8 in this area. The target zone, you can see, is  
9 highlighted in -- called the producing zone. The zone  
10 is continuous across the well unit.

11                   Exhibit C is a gross sand isochore of the  
12 2nd Bone Spring, and it's got a 20-foot contour  
13 interval. And the geologist has concluded that the 2nd  
14 Bone Spring is uniform across the proposed well unit.

15                   Exhibit D2, actually -- and I apologize.  
16 After I spoke with the landman, he noted that I needed  
17 to include Exhibit D1, which I have inserted. I'm  
18 sorry, with the geologist.

19                   Exhibit D1 is a structure map of the top of  
20 the Wolfcamp. And, again, he's chosen the top of the  
21 Wolfcamp here due to the proximity of the 3rd Bone  
22 Spring. So Exhibit D1 is a structure map of the top of  
23 the Wolfcamp.

24                   Exhibit D, then, is a Wolfcamp cross  
25 section. It's a cross section hung on the top of the

1     Wolfcamp, but it gives a representative sample of the  
2     3rd Bone Spring Formation in the area. And the target  
3     zone for the well is identified here with the green  
4     shading and the words "Producing Zone." And the  
5     geologist, his opinion is that the zone is continuous  
6     across the well unit.

7                     Exhibit E is the gross sand isochore for  
8     the 3rd Bone Spring. It has a contour interval of 20  
9     feet. And his reading of this map is that the 3rd Bone  
10    Spring is uniform across the proposed well unit. And he  
11    concluded from these maps that the horizontal spacing  
12    unit is justified from a geologic standpoint and that  
13    there are no structural impediments or faulting that  
14    will interfere with the horizontal development and that  
15    each quarter-quarter section in the unit will contribute  
16    more or less equally to production. He noted here that  
17    the preferred well orientation is north to south, again  
18    because of the maximum horizontal stress orientation is  
19    roughly east-west.

20                    Any questions on his exhibits or affidavit?

21                    MR. McMILLAN: None from me.

22                    EXAMINER JONES: Let me make sure and go  
23    back and look at the depth here and compare it. We're  
24    talking about 423 now, aren't we?

25                    MS. BENNETT: Yes.

1 EXAMINER JONES: The #7H and 8H.

2 MS. BENNETT: Uh-huh. That's correct.

3 EXAMINER JONES: Yeah. Those are -- looks  
4 like the 7H is 12,109 and 8H is 11,045. So that  
5 one -- hmm. 11,045 would be off the chart up to --

6 MS. BENNETT: Are you looking at the cross  
7 section?

8 EXAMINER JONES: Yeah.

9 MS. BENNETT: I think it would fit within  
10 Exhibit B, 11,045.

11 Am I reading that correctly?

12 MS. BRADFUTE: Yeah.

13 MS. BENNETT: And then 12,109 would be on  
14 Exhibit D2.

15 EXAMINER JONES: E?

16 MS. BENNETT: D2 is the 3rd Bone Spring  
17 well, and the 2nd Bone Spring well is B.

18 EXAMINER JONES: 12,100?

19 MS. BENNETT: Uh-huh. Yeah. It's right on  
20 top of the Wolfcamp 100 feet or so.

21 EXAMINER JONES: Okay. Because that middle  
22 well is the one closest, and it's actually -- it  
23 actually would be -- it's definitely the lower part of  
24 the 3rd Bone Spring. And 11,045 is top of the 3rd Bone  
25 Spring. Okay. So you're targeting the 3rd Bone Spring



1 Sand, but it's the top and the bottom of it.

2 MS. BENNETT: Uh-huh.

3 And when I spoke with Mr. Perry about using  
4 the Wolfcamp structure map, he explained to me that the  
5 Wolfcamp is the closest confident formation for mapping  
6 and is the logical formation top to represent the  
7 expected structure at the Lower 3rd Bone Spring Sand  
8 level given that the 3rd Bone Spring is only 100 feet  
9 above the Wolfcamp top.

10 EXAMINER JONES: Okay. That is quite  
11 the -- quite the bound on the Wolfcamp. Yeah. I can't  
12 tell whether that's a hole or a hill there. Oh, yeah, I  
13 can. Yeah, I can. It's actually -- it's actually a  
14 hole.

15 MS. BENNETT: Are you looking at Exhibit  
16 D1?

17 EXAMINER JONES: D1, yeah. There's a  
18 big --

19 MS. BENNETT: This area --

20 EXAMINER JONES: We'll get Mr. Goetze up  
21 here to interpret for us.

22 MS. BENNETT: Yeah. I did not ask him  
23 about that.

24 EXAMINER JONES: That's quite an  
25 interesting feature there, but then it drops off to

1 the -- or it goes up higher as you go to the east.

2 MS. BENNETT: Right, to the east. And that  
3 hole, while it is on the map, it's not within the  
4 project area. And when I spoke with the geologist about  
5 these maps, generally speaking, although I didn't ask  
6 him about that particular feature, he felt confident  
7 that the areas were consistent throughout the  
8 producing -- or throughout the project area, even if  
9 there were some other areas that were not as continuous.

10 EXAMINER JONES: Okay. That's his  
11 testimony, that the -- that cross section is miles away.  
12 It straddles it, but it's miles away from the -- so his  
13 control points would be an issue, I bet.

14 MS. BENNETT: He noted that there's been no  
15 recent tests -- or no nearby tests. I asked him about  
16 the representative wells, and that's what he told me, is  
17 that for the Elizabeth Reed, for the 3rd Bone, there are  
18 no nearby tests that he could do other than this.

19 EXAMINER JONES: I take they're going to  
20 drill a Wolfcamp well here.

21 MS. BRADFUTE: Uh-huh. That's the next  
22 case.

23 EXAMINER JONES: Next case. So hopefully  
24 that one will be drilled and logged, and they'll know  
25 where they're at. Okay.

1 EXAMINER BROOKS: No questions.

2 EXAMINER JONES: Risky (laughter).

3 MS. BENNETT: All right. So then the next  
4 exhibit is Exhibit 3, and this is my affidavit that is  
5 the Affidavit of Notice. And Exhibit 3 again  
6 discusses -- or shows you the names and addresses of the  
7 folks to whom we sent letters, and this small  
8 spreadsheet shows to whom the letters were delivered,  
9 and we had one letter that was undeliverable, which was  
10 to the United States BLM.

11 EXAMINER JONES: You couldn't get the  
12 BLM to pick up their mail?

13 MS. BENNETT: That's right.

14 MR. McMILLAN: That's not an isolated --

15 EXAMINER JONES: 301 Dinosaur Trail? I  
16 live right next to that.

17 (Laughter.)

18 MS. BENNETT: We did publish with the BLM,  
19 identified in the publication, and that was in the  
20 "Hobbs News-Sun."

21 EXAMINER JONES: Okay.

22 MS. BENNETT: And then if we look at  
23 Affidavit [sic] 4, this is the affidavit of the engineer  
24 that I mentioned earlier, Jacob Rotolo. Mr. Rotolo is  
25 an engineer for Marathon, but he has not been accepted

1 -- he's never testified before the Division before, and  
2 he has not been accepted as an expert.

3 EXAMINER BROOKS: And he discusses his  
4 qualifications in his affidavit?

5 MS. BENNETT: He does. Yes, he does.

6 EXAMINER BROOKS: That should be  
7 sufficient.

8 MS. BENNETT: If you'd like, I would be  
9 happy to discuss those with you. Otherwise, they are  
10 laid out, where he went to school and how long he's  
11 worked at Marathon.

12 EXAMINER JONES: Oh, he went to LSU. He's  
13 probably fine.

14 He didn't go to UT, David.

15 EXAMINER BROOKS: Well, I know, and I'm  
16 always --

17 MS. BENNETT: So in any event, he did say  
18 that he's testifying to the fact that he's involved --  
19 or is aware of the engineering matters in this case --  
20 in these cases. And he noted that Marathon did  
21 originally request the one-year time period from --  
22 between the time the well was drilled and completion of  
23 the well.

24 EXAMINER BROOKS: Yeah.

25 MS. BENNETT: And, again, that was not

1 necessarily based on Marathon's preference but rather on  
2 some administrative efficiencies for the Division.  
3 After discussions with Devon, however, Marathon requests  
4 a modification to the time allowed between the time the  
5 well is drilled and the completion of the well to 240  
6 days rather than a year. And Marathon requests this  
7 additional time, between the time the well is drilled  
8 and completed, because Marathon is currently using one  
9 fracturing rig and one completion crew and needs the  
10 additional time.

11 EXAMINER JONES: Okay. So each one of  
12 these, west half-west half and the east half-west half,  
13 will be separate orders, so each one of them, you want  
14 the 240 to be inserted in?

15 MS. BENNETT: Yes.

16 MS. BRADFUTE: Yes.

17 EXAMINER JONES: Okay. So one of them will  
18 just be for one well.

19 MS. BRADFUTE: What could happen, the way I  
20 understand it, is it takes a certain number of days, 30  
21 to 40 days to drill, 30 to 40 days to drill, 30 to 40  
22 days to drill, and then they go back in with their  
23 fracturing rig and that takes a certain number of days,  
24 and so one of those wells might fall outside of the  
25 typical 120.

1 EXAMINER BROOKS: I don't know we have ever  
2 written an order that terminated a unit because they  
3 completed the wells too quickly.

4 MS. BENNETT: Good news.

5 (Laughter.)

6 EXAMINER BROOKS: If you had said a year,  
7 it would have been okay.

8 EXAMINER JONES: Thanks.

9 EXAMINER BROOKS: I think Mr. McMillan got  
10 concerned about the fact that some years are 365 days  
11 and some are 366.

12 EXAMINER JONES: Different from you  
13 (indicating).

14 MS. BRADFUTE: Yes, no relation.

15 MS. BENNETT: Well, if there aren't any  
16 other questions about these cases, I would like to move  
17 the admission of Exhibits 1 through 4 with their  
18 attachments for Cases 16421 and 16423.

19 EXAMINER JONES: Exhibits 1 through 4 with  
20 all attachments are admitted in Case 16421 and 16423.

21 (Marathon Oil Permian, LLC Exhibit Numbers  
22 1 through 4 for each case are offered and  
23 admitted into evidence.)

24 MS. BENNETT: And I would ask that you take  
25 these cases under advisement.

1                   EXAMINER JONES: All right. These are not  
2 going to be continued?

3                   MS. BENNETT: No, they are not.

4                   MR. McMILLAN: For the record, no objection  
5 to the admission of the exhibits.

6                   And if I may just briefly, on behalf of  
7 Devon, we never objected to the applications or anything  
8 like that. It was just the negotiation around the time  
9 period between drilling and completion, and I thank  
10 Marathon for their cooperation and communication in this  
11 regard. This affidavit is perfect.

12                   Thank you.

13                   EXAMINER JONES: Cases 16421, 16422 and  
14 16423 are taken under advisement.

15                   MS. BENNETT: And, actually, that was Cases  
16 16421 and 16423. 16422 is the subject of the other  
17 packet I gave you.

18                   (Case Numbers 16421 and 16423 conclude,  
19 2:25 p.m.)

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1 STATE OF NEW MEXICO  
2 COUNTY OF BERNALILLO

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4 CERTIFICATE OF COURT REPORTER

5 I, MARY C. HANKINS, Certified Court  
6 Reporter, New Mexico Certified Court Reporter No. 20,  
7 and Registered Professional Reporter, do hereby certify  
8 that I reported the foregoing proceedings in  
9 stenographic shorthand and that the foregoing pages are  
10 a true and correct transcript of those proceedings that  
11 were reduced to printed form by me to the best of my  
12 ability.

13 I FURTHER CERTIFY that the Reporter's  
14 Record of the proceedings truly and accurately reflects  
15 the exhibits, if any, offered by the respective parties.

16 I FURTHER CERTIFY that I am neither  
17 employed by nor related to any of the parties or  
18 attorneys in this case and that I have no interest in  
19 the final disposition of this case.

20 DATED this 7th day of October 2018.

21

22

23 MARY C. HANKINS, CCR, RPR  
24 Certified Court Reporter  
25 New Mexico CCR No. 20  
Date of CCR Expiration: 12/31/2018  
Paul Baca Professional Court Reporters